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CRL OP No. 387 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-01-2026

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THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 387 of 2026

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Petitioner(s)

Vs

The State rep by The Inspector of
Police
M4 Redhills Police Station, Crime
No.596 of 2025, Redhills District.

Respondent(s)

PRAYER Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime
No.596 of 2025 pending on the file of the respondent.

For Petitioner(s): Mr.J.Ganapathi

For Respondent(s): Mr.A.Gopinath,
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on
05.12.2025 for the alleged offence under Section 8(c), 20(b) (ii) (B), 29(1) of
the Narcotic Drugs and Psychotropic Substance Act, 1985 in Crime No.596
of 2025 on the file of the respondent police, seeks bail.



2. The allegation against the petitioner is that the petitioner along with other accused was found in illegal possession of 2.500 Kgs of ganja for the purpose of selling to the public. He was remanded and he is in judicial custody since 05.12.2025. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case and he has not committed any offence as alleged by the prosecution. He further submitted that he is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays to grant bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent Police reiterated the prosecution's case and, upon instructions, submitted that totally seven accused in this case and that the petitioner is ranked as A6. He would further submit that the petitioner has one previous cases, not similar in nature and 1.150 Kgs of ganja has been recovered from this petitioner which is an intermediate quantity. However, he opposed to grant bail to the petitioner.

5. I have considered the submissions made on both sides and also perused the records available.



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6. Considering the facts and circumstances of the case; taking note of the submission made by the learned Government Advocate (Crl.Side); that the petitioner has no similar previous case, and that the contraband seized in this case is also an intermediate quantity, this Court is inclined to grant bail to the petitioner subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties each**, for a like sum to the satisfaction of the **learned Judicial Magistrate No. II, Ponneri**, and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] the petitioner shall report before the learned respondent police daily at 10.30 a.m., for the period of two weeks and thereafter, as and when required for interrogation;

[c] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with



law as if the aforementioned conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)13 SCC 283]**;

[d] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

09-01-2026

gbi

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No

Note : 1. Registry is directed to forthwith upload this order in the Official Website of this Court. 2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.



To

1. The State rep by The Inspector of Police
M4 Redhills Police Station, Crime
No.596 of 2025, Redills District.
2. The Judicial Magistrate No.II,
Ponneri.
3. The Central Prison-II, Puzhal.
4. The Public Prosecutor,
High Court of Madras.



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